

LEGISLATIVE STATUS REPORT #15, April 28, 1995

The following legislation having some type of impact upon the WSLCB survived the 1995 session. The Board's position, if any, is indicated by: -S- = support, -O- = opposed and -N- = neutral. If the bill number and list of sponsors is followed by an agency designation (e.g. LCB, OFM, etc.) this was an agency request bill. The notation cf means the bill was cross-filed in the opposite house under the number that follows. Any questions, please give us a call at 360-753-6276. (Unless otherwise noted, all new laws will go into effect July 23, 1995.)

The Legislature went into Special Session at 8:00 a.m. Monday, April 24, having failed to adopt a budget. The session was called by the Governor and legally could run 30 days. The major problems facing legislators during the Special Session revolve around the House's version of the budget at \$17.3 billion and the Senate's version at \$17.9 billion.

HOUSE BILLS

+ESHB 1010 Reams, Horn, Lisk, Cairnes, Dyer, VanLuven, Ballasiotes, Buck, Casada, D. Schmidt, B. Thomas, Chandler, L. Thomas, Brunmsickle and Sehlin. cf SB 5132

Regulatory Reform Act. Restricts rule making authority of specific agencies to be performed only when specifically directed to do so by the legislature on specific legislative proposals. Severely limits agencies so identified as to rule-making authority. Changes titles from law enforcement professionals to technical assistant professionals. Eliminates law enforcement authority for certain agencies. (Health, Revenue, Ecology, Labor and Industries, Department of Licensing, Employment Security, Forest Practices Board, Fish and Wildlife and Insurance Commissioner.) Requires listed agencies to impose penalties only for willful violations of agency rules. Must first issue notice of deficiency to person for violation of rule, suggest methods for achieving compliance, identify agency personnel who may assist and negotiate a date for a revisit. Second visit, compliance will be reassessed and if necessary, a new date for compliance will be established. A penalty may be assessed only if the person is out of compliance on the third visit. Violations which place a person in danger of death or substantial bodily harm are not covered by the provisions. House Government Operations. Hearing held 1/13. Exec session on bill by committee: 1/17/95 - An amendment was offered at the request of one of the retailer groups to include WSLCB on list of agencies with all enforcement positions being renamed as technical assistance professionals, enforcement powers virtually removed except in life-threatening situations rule-making authority revoked. Other industry associations worked to successfully delete the reference to the Board. "Do Pass". House Rules. 2nd Reading Calendar 1/23. Passed House (64Y-32N) Senate Government Operations. "Do Pass as Amended" Senate Rules. 4/12 Passed 2nd Reading. 4/14 Passed Senate (38Y-10N-1A). House concurred with Senate amendments. Delivered to Governor.

Resp to Costco RFP
5256

C. Mitchell
78
DEP EXHIBIT
CAROL RANTE
NOTARY PUBLIC
6-27-05

PLAINTIFF'S EXHIBIT	
CASE NO.	CV04-0360P
EXHIBIT NO.	132

HB 1058 Horn and Sheldon (LCB request) -S-
Removes liquor agency managers from the civil service appeals process. Since the agency managers are not classified as state employees, reference to their having access to the state employees' personnel appeals board needs to be deleted from the existing law. House Commerce and Labor. Hearing held 1/18. Exec 2/9. "Do Pass" House Rules 2nd Reading Calendar. 3/8 Passed House. (96Y-ON-2E) House Commerce and Labor. Hearing held 3/21. "Do Pass" Senate Rules. 4/10 Passed Senate (47Y-ON-2A) 4/19 Delivered to Governor.

HB 1059 Lisk and Sheldon (LCB request) -S- cf SB 5176
Improvements to the enforcement provisions of the liquor control act. Allows 18-19 and 20 year olds to handle liquor products on non-retail licensed premises and repeals sunset clause on trade spending statutes governing relationships between wholesalers and retailers. House Commerce and Labor. Hearing held 1/18. (An amendment to let the sunset clause go into effect on trade spending statutes was prepared. The activities that were taking place in the industry prior to 1990, when the laws were passed, were revisited and the amendment was withdrawn.) Exec 2/9. "Do Pass". House Rules 2nd Reading. 3/7 Passed House (93Y-3N=Fuhrman, McMahan and Smith-2A) Senate Labor Commerce & Trade. Senate will proceed with LCB request bills. House versions will remain in committee. Hearing set for 3/27. "Do Pass" Senate Rules. 2nd Reading. 4/7 Passed Senate (41Y-ON-8A) 4/19 Signed into law by Governor as Chapter 100, Laws of 1995.

HB 1060 Lisk and Sheldon (LCB request) -S- cf SB 5173
Improvements to the licensing sections of the liquor control act. Allows Board to authorize, in writing, for a staff member to approve uncontested and/or unopposed licenses under certain conditions as adopted by rule; eliminates transfers of existing licenses and provides for assumption of businesses once applicant has paid annual license fees, submitted required paperwork, etc.; eliminates archaic references to "revenue stamps" brings class A and B license language into conformance with keg registration law for size of containers allowable for sale; eliminates daily class I license and requires annual class I for catering activities. House Commerce and Labor. Hearing held 1/18. Exec. 2/9. "Do Pass". House Appropriations. Hearing 2/27. "Do Pass". House Rules. 3/7 2nd Reading Calendar. 3/8 Passed House (98Y-ON-0A) Senate Labor, Commerce & Trade. Hearing held 3/23. Board asked for amendment to incorporate WACs which apply to price posting into RCW 66.28.180 to resolve question of legislative intent. "Do Pass as Amended". Senate Rules. 4/12 Passed Senate (47Y-ON-2A) Passed as amended by Committee (LCB request) and from the floor with language of SB 5563. (SB5563 passed Legislature earlier, but sponsors wanted language added to HB 1060 for insurance.) Back to House - request to concur w/ amendments. 4/19 House concurred with Senate amendments. 4/21 Delivered to Governor.

HB 1359 VanLuven and G. Fisher (REV)